

1 James H. Berry, Jr. (State Bar No. 075834)
 2 Kevin R. Lussier (State Bar No. 143821)
 2 Esperanza V. Cervantes (State Bar No. 197953)
 3 BERRY & PERKINS
 3 A Professional Corporation
 4 2049 Century Park East, Suite 950
 4 Los Angeles, California 90067-3134
 5 Telephone: (310) 557-8989
 5 Facsimile: (310) 788-0080
 6 E-Mail: jberry@berryperkins.com
 6 E-Mail: klussier@berryperkins.com
 6 E-Mail: ecervantes@berryperkins.com

7 *E-filed 2/16/07*

7 Peter D. Raymond, Esq. (*Pro Hac Vice*)
 8 REED SMITH LLP
 8 599 Lexington Avenue
 9 New York, New York 10022-7650
 9 Telephone: (212) 521-5400
 10 Fax: (212) 521-5450
 10 E-mail: praymond@reedsmit.com

11 Attorneys for Defendant and Counterclaimant,
 12 MILLENNIUM IMPORT LLC

13 **UNITED STATES DISTRICT COURT**
 14 **NORTHERN DISTRICT OF CALIFORNIA**
 15 **SAN JOSE DIVISION**

16 HAMBRECHT WINE GROUP, L.P. d/b/a)
 17 BELVEDERE WINERY, L.P.,)
 17)

Case No. C 05-4625 JW HRL

18 Plaintiff,)
 18)

**[PROPOSED] ORDER AND
 STIPULATION RE-SETTING
 HEARING DATE ON PLAINTIFF'S
 SECOND MOTION FOR AN ORDER
 COMPELLING DISCOVERY**

19 vs.)
 19)

[LOCAL RULE 7-7]

20 MILLENNIUM IMPORT LLC,)
 20)

**Old Date: March 13, 2007
 New Date: March 20, 2007**

21 Defendant.)
 21)

22

 AND RELATED CROSS-ACTION)
 22)

23)
 24)
 25)
 26)
 27

)
 28)

1 Plaintiff Hambrecht Wine Group, L.P. d/b/a Belvedere Winery, L.P. ("Plaintiff") and
 2 defendant Millennium Import LLC ("Millennium"), by and through their respective counsel of
 3 record, enter into the stipulation set forth below in recognition of the following:

4 A. On or about January 30, 2007, Plaintiff filed a Second Motion for An Order
 5 Compelling Discovery ("Motion") which is currently scheduled to be heard on March 13, 2007 at
 6 10:00 a.m. by Judge Howard R. Lloyd.

7 B. The parties have continued to meet and confer regarding the issues raised by
 8 Plaintiff in its Motion, and believe that the dispute may be resolved or narrowed by continued
 9 meet and confer efforts.

10 ACCORDINGLY, THE PARTIES STIPULATE AS FOLLOWS:

11 The hearing on the Plaintiff's Second Motion for an Order Compelling Discovery shall be
 12 continued from March 13, 2007, to March 20, 2007, at 10:00 a.m.

13 It is so STIPULATED.

14 DATED: February 15, 2007

Respectfully submitted,

15 REED SMITH LLP
 16 Peter D. Raymond, Esq.
 (Pro Hac Vice)

17 BERRY & PERKINS
 18 A Professional Corporation
 19 James H. Berry, Jr.
 Kevin R. Lussier

20 By: /s/James H. Berry, Jr.
 21 James H. Berry, Jr.
 Attorneys for Defendant and
 Counterclaimant
 22 MILLENNIUM IMPORT LLC

1 DATED: February 15, 2007

Respectfully submitted,

2 HAMBRECHT WINE GROUP, L.P. d/b/a
3 BELVEDERE WINERY, L.P.
4 *By its Attorneys, Appearing Pro Hac Vice,*
5 BROMBERG & SUNSTEIN LLP

6 By: /s/Erik Paul Belt
7 Erik Paul Belt

8 Maureen K. Toohey (State Bar #196401)
9 Peter J. Karol
10 Rebecca L. Hanovice
11 BROMBERG & SUNSTEIN LLP
12 125 Summer Street
13 Boston, MA 02110
14 Tel.: (617) 443-9292
15 Fax: (617) 443-0004
16 E-mail: ebelt@bromsun.com

17 *Co-Counsel*

18 Howard A. Slavitt (State Bar #172840)
19 Rachel G. Cohen (State Bar #218929)
20 COBLENTZ, PATCH, DUFFY & BASS,
21 LLP
22 One Ferry Building, Suite 200
23 San Francisco, CA 94111-4213
24 Tel.: (415) 391-4800
25 Fax: (415) 989-1663
26 E-mail: hslavitt@coblentzlaw.com

27 BERRY & PERKINS
28 A PROFESSIONAL CORPORATION

ORDER

2 Good cause appearing for the above stipulation, it is so ORDERED, and the hearing on
3 Plaintiff's Second Motion for an Order Compelling Discovery shall be continued from March 13,
4 2007, to March 20, 2007, at 10:00 a.m. Opposition and reply papers concerning Plaintiff's
5 Second Motion for an Order Compelling Discovery is filed and served no later than the deadlines
6 set forth in local rules 7-3, counting from the continued hearing date of March 20, 2007.

8 DATED: 2/16/07

THE HONORABLE HAROLD R. LLOYD
United States Magistrate Judge

BERRY & PERKINS
A PROFESSIONAL CORPORATION